

PATENT APPLICATION
Docket No. 9793-004RECEIVED
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Patrick J. Whelan

Confirmation No. 8251

APR 13 2005

Serial No. 10/682,258

Examiner: Lee D. Wilson

Filed: October 8, 2003

Group Art Unit: 3723

For: PRYING TOOL WITH POSITIONABLE HANDLE

Date: April 13, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Responsive to the Office Action dated December 13, 2004, enclosed is an amendment in the above-identified application. The fee has been calculated as shown below.


| CLAIMS AS AMENDED | | | | | |
|---|------------------------|-----------------|-------|-----------|----------------|
| For: | Number After Amendment | Previous Number | Extra | Rate | Additional Fee |
| Total Claims | 26 | -21* | 5 | x \$25 = | \$125 |
| Independent Claims | 4 | -3** | 1 | x \$100 = | \$100 |
| Extension of Time - 1 st | | | | | \$ 60 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | \$285 |

*greater of twenty (20) or number for which fee has been paid
 **greater of three (3) or number for which fee has been paid

- ☒ Applicant petitions the Commissioner to extend the time for response. The extension fee is included and a duplicate copy of this form is enclosed.
- ☒ PTO Form 2038 authorizing credit card payment for the above-listed fees is enclosed.
- ☒ Any deficiency or overpayment should be charged or credited to deposit account number 13-1703.

Respectfully submitted,

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I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via facsimile number 703-872-9306, on April 13, 2005.


 Marissa Thomas

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AMENDMENT

Responsive to the Office Action, Paper No. 2, dated December 13, 2004, please
amend the application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of
this paper.

Remarks begin on page 6 of this paper.

I hereby certify that this correspondence
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Trademark Office via facsimile number
(703) 872-9306, on April 13, 2005.

M. Thomas
Marissa Thomas

04/14/2005 EKUL11 00000028 10582256

01 FL:2251
02 FL:2201
03 FL:220260.00 OP
100.00 OP
125.00 OP